

IN THE
ARIZONA COURT OF APPEALS
DIVISION TWO

THE STATE OF ARIZONA,
Respondent,

v.

RODGER PARKER,
Petitioner.

No. 2 CA-CR 2014-0022-PR
Filed April 28, 2014

THIS DECISION DOES NOT CREATE LEGAL PRECEDENT AND
MAY NOT BE CITED EXCEPT AS AUTHORIZED BY APPLICABLE RULES.

NOT FOR PUBLICATION

See Ariz. R. Sup. Ct. 111(c); Ariz. R. Crim. P. 31.24.

Petition for Review from the Superior Court in Maricopa County

No. CR2008007452001DT

The Honorable John R. Hannah, Jr., Judge

REVIEW GRANTED; RELIEF DENIED

COUNSEL

William G. Montgomery, Maricopa County Attorney
By Lisa Marie Martin, Deputy County Attorney, Phoenix
Counsel for Respondent

Rodger Parker, Florence
In Propria Persona

STATE v. PARKER
Decision of the Court

MEMORANDUM DECISION

Chief Judge Howard authored the decision of the Court, in which Presiding Judge Vásquez and Judge Miller concurred.

H O W A R D, Chief Judge:

¶1 Pursuant to a plea agreement, petitioner Rodger Parker was convicted of one count of sexual assault and three counts of attempted sexual assault. In his pro se petition for review, he challenges the trial court's denial of relief on claims he raised in a pro se petition for post-conviction relief he had filed pursuant to Rule 32, Ariz. R. Crim. P., after appointed counsel filed a notice stating she had reviewed the record and had found no claims to raise. We will not disturb a trial court's ruling unless the court clearly has abused its discretion. *See State v. Swoopes*, 216 Ariz. 390, ¶ 4, 166 P.3d 945, 948 (App. 2007). We see no such abuse here.

¶2 In its August 2012 ruling, the trial court identified the claims Parker raised, thoroughly analyzed each, and stated the legal and factual bases for its ruling, thereby permitting review by this court. *See State v. Whipple*, 177 Ariz. 272, 274, 866 P.2d 1358, 1360 (App. 1993). No purpose would be served by restating that ruling here. *Id.* Rather, given the record before us, including the plea agreement and transcripts from the change-of-plea and sentencing hearings, and the applicable law, Parker has not persuaded us that the court's resolution of his claims was incorrect. Consequently, we adopt the court's ruling. *Id.*

¶3 Therefore, we grant the petition for review, but deny relief.